

1638



CERTIFICATE OF MAILING

I hereby certify that the below listed items are being deposited with the U.S. Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents
Box: Sequence
Washington, D.C. 20231

on August 16, 2001
Anne Antonoff
 Anne Antonoff

In re application of: **Jongsma et al.**

Art Unit: 1638

U.S. Serial Number: 09/445,480

Examiner: Anne Kubelik

Filing Date: July 7, 2000

Our Reference Number: 250308-1020

**Title: A METHOD FOR PLANT PROTECTION
AGAINST INSECTS OR NEMATODES**

The following is a list of documents enclosed:

Response to Notice to Comply;
Electronic Version;
Paper copy of Sequences; and
Return Postcard

Further, the Commissioner is authorized to charge Deposit Account No. 20-0778 for any additional fees required. The Commissioner is requested to credit any excess fee paid to Deposit Account No. 20-0778.

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PATENT
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In Re Application of:

Jongsma et al.

Serial No.: 09/445,480

Filed: July 7, 2000

For: A Method for Plant Protection
Against Insects or Nematodes

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Group Art Unit: 1638

Examiner: Anne Kubelik

Docket No. 250308-1020

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Assistant Commissioner for Patents, Washington D.C. 20231, on August 16, 2001.


Signature - Anne Antonoff

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The Notice to Comply With Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures mailed June 24, 2001 (Paper No. 2) has been carefully considered. In response thereto, please enter the enclosed paper copy and computer readable format copy of the "Sequence Listings" and consider the following statement.

The undersigned thanks the Examiner for the telephone conference of August 15, 2001 regarding the outstanding Notice to Comply and the undersigned's request for a duplicate copy of this Notice. Per this telephone conference, the Examiner suggested that it was not necessary to submit a copy of the Notice to Comply with this response and confirmed that the only response required by the Applicants at this time was to submit a paper copy and a computer readable

format copy of the "Sequence Listings," and to provide a statement that the contents of these copies are identical and do not include any new matter into the application as originally filed on July 7, 2000. Accordingly, enclosed herein, the Applicants submit a paper copy and a computer readable format copy of the "Sequence Listings" for the above-cited application in order to comply with the requirements of 37 C.F.R. 1.821(c) and (d).

AUTHORIZATION TO DEBIT ACCOUNT

It is not believed that extensions of time or fees are required, beyond those that may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor are hereby authorized to be charged to deposit account no. 20-0778.

STATEMENT IN ACCORDANCE WITH 37 C.F.R. 1.821(f),(g)

In accordance with 37 C.F.R. 1.821(c) and (e), the Applicants have herewith enclosed a paper copy and a computer readable format copy of the "Sequence Listings." In accordance with 37 C.F.R. 1.821(f),(g), the Applicants state that the contents of the paper copy and of the computer readable format copy of the "Sequence Listings" submitted herewith are identical and that these submissions include no new matter.

CONCLUSION

In light of the foregoing, the Applicants respectfully submit that all objections raised in the Notice to Comply have been accommodated. Favorable consideration and allowance of the present application and all pending claims is hereby courteously requested. If, in the opinion of the Examiner, a telephonic conference would expedite the examination of this matter, the Examiner is invited to call the undersigned attorney at (770) 933-9500.

Respectfully submitted,



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